

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): F. Lacoste, A. Tetard, C. Chaussy and J. Chapelon

Docket No.

91301

Serial No.  
10/757,703Filing Date  
January 14, 2004Examiner  
To Be AssignedGroup Art Unit  
To Be AssignedInvention: **ULTRAPATH THERAPY PROBE**I hereby certify that this **Information Disclosure Statement***(Identify type of correspondence)*

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **March 23, 2004**  
*(Date)***Eric D. Cohen, Reg. No. 38,110***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***Note: Each paper must have its own certificate of mailing.**

Information Disclosure Statement; Form PTO 1449; United State References (13); Other References (1); and Postcard.



Docket: 91301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lacoste et al.

Group Art Unit: To Be Assigned

Serial No.: 10/757,703

Examiner: To Be Assigned

For: THERAPY PROBE

Filed: January 14, 2004

**INFORMATION DISCLOSURE STATEMENT**

[X] 1 Pursuant to 37 CFR 1.97(b)  
[within 3 months of filing or prior to 1<sup>st</sup> Office Action]

[ ] 2 Certification Pursuant to 37 CFR 1.97(c)  
[before Final Office Action or Allowance]

[ ] 3 Fee Payment Pursuant to 37 CFR 1.97(c)  
[before Final Office Action or Allowance]

[ ] 4 Petition, Certification & Petition Fee Payment Pursuant to 37 CFR 1.97(d)  
[before issue fee payment]

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

SIR:

The following are submitted in the above identified application in compliance with 37 CFR 1.97 & 1.98:

[X] 5 A list of documents on Form PTO-1449 together with copies of each identified document and a translation or a concise explanation of each non-English language document is enclosed herewith.

This paper is submitted in accordance with:

[X] 6 37 CFR 1.97(b): [within 3 months of filing or prior to 1<sup>st</sup> Office Action]

[ ] 7 37 CFR 1.97(c): [before Final Office Action or Allowance, whichever is earlier]; and

[ ] 8 The required certification made in item 11 below; or

[ ] 9 The \$180.00 fee specified in 37 CFR § 1.17(p) for submission of this Information Disclosure Statement is authorized in item 14 below.

[ ] 10 37 CFR 1.97(d): [before issue fee payment]; and

a) This is a petition for consideration of the subject Information Disclosure Statement. The petition fee (\$180.00) required by 37 CFR 1.17(i)(l) is authorized in item 14 below. (Direct this letter to: "Attention PETITIONS EXAMINER" and if applicable include batch locator information: e.g. "Allowed Files, Batch \_\_\_\_\_, Date of Allowance \_\_\_\_\_"), and

b) The required Certification is stated in item 11 below.

[ ] 11 Certification

[ ] 12 Each item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or

[ ] 13 No item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this document after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three (3) months prior to the filing of this Statement.

[X] 14 Please charge all applicable fees associated with the submittal of this Information Disclosure Statement to Deposit Account No. 23-0920. An original and one (1) copy of this document are enclosed.

In the judgment of the undersigned, portions of the references may be material to the examination of the pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references or to whether the references are considered "analogous art." This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or 103. This Information Disclosure Statement shall not be construed as an admission that the statement or cited references are, or are considered to be, material to the patentability under 37 C.F.R. Section 1.97(h).

Respectfully submitted,

WELSH & KATZ, LTD.

Eric D. Cohen  
Reg. No. 38,110

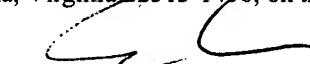
WELSH & KATZ, LTD.  
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March 23, 2004

**CERTIFICATE OF MAILING**

I hereby certify that his paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this date:

March 23, 2004  
Date

  
Eric D. Cohen, Esq.  
Registration No. 38,110  
Attorney for Applicants



Form PTO-1449 (Rev. 8-88)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No. 91301	Serial No. 10/757,703
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		Applicant		Lacoste et al.	
		Filing Date January 14, 2004		Group No. To Be Assigned	

## U.S. PATENT DOCUMENTS

Examiner Initial*		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
		5,391,197	02-21-95	Burdette et al.			
		5,471,988	12-05-95	Fujio et al.			
		5,522,869	06-04-96	Burdette et al.			
		5,549,638	08-27-96	Burdette			
		5,620,479	04-15-97	Diederich			
		5,624,382	04-29-97	Oppelt et al.			
		5,630,837	05-20-97	Crowley			
		5,697,897	12-06-97	Buchholtz et al.			
		5,733,315	03-31-98	Burdette et al.			
		5,895,356	04-20-99	Andrus et al.			
		5,762,066	06-09-98	Law et al.			
		6,050,943	04-18-00	Slayton et al.			
		6,379,320 B1	04-30-02	Lafon et al.			

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		International Search Report - FR 0300348

Examiner	Date Considered
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*Examiner:	Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
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